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FILE NO: 74096.000007

April 13, 2012

VIA OVERNIGHT MAIL

Mr. Peter Magolske
U.S. Environmental Protection Agency
Office of Compliance and Enforcement, M/S OCE-127
1200 Sixth Avenue, Suite 900
Seattle, WA 98101

Mr. Brian Monson
Idaho Department of Environmental Quality
1410 North Hilton Street
Boise, ID 83706

Re: Quarterly Progress Report -- First Quarter 2012
Administrative Order on Consent for Nu-West CPO Facility
Docket No. RCRA-10-2009-0186

Dear Mr. Magolske and Mr. Monson:

In accordance with Paragraph No. 72 of the above-referenced Administrative Order on Consent ("Consent Order"), this letter serves as Nu-West Industries, Inc.'s ("Nu-West") quarterly progress report demonstrating that all activities associated with the Consent Order are being carried out.

I. Work Plan for Additional Requirements

The following activities were conducted during the first quarter of 2012, pursuant to the EPA-approved Work Plan for Additional Requirements:

- Nu-West submitted the following reports to EPA:
 - Letter Report regarding Discrete Interval Groundwater Sampling, dated January 18, 2012

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- Letter Report regarding Groundwater Sampling of Wells A-13 through A-21, A-23, and A-25, dated January 24, 2012
 - Letter Report regarding Video Log and Flow Meter Testing of Mountain Fuel Well, dated January 25, 2012
 - Report regarding Seismic Survey Results, dated January 26, 2012
- Nu-West and WSP participated in a teleconference with EPA's technical staff on March 16, 2012, to review the seismic survey results.

II. Offsite Soil Sampling Plan

The following activities were conducted during the first quarter of 2012, pursuant to the EPA-approved Offsite Soil Sampling Plan:

- Nu-West submitted to EPA a Letter Report regarding Background Soil Conditions and Proposed Soil Screening Levels, dated February 2, 2012.
 - On behalf of Nu-West, WSP sent Excel tables to EPA on February 13, 2012, showing proposed soil screening levels for chemical parameters.
 - Nu-West sent Excel tables to EPA on March 16, 2012, showing proposed soil screening levels for radiological parameters.
- Nu-West and WSP participated in a teleconference with EPA's technical staff on March 14, 2012, to review the background soil sampling results.

In accordance with Paragraph Nos. 75 and 76 of the Consent Order, the certification of a duly authorized representative is included as Attachment A to this letter.



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If you have any questions, please do not hesitate to contact me.

Sincerely,

A handwritten signature in cursive script that reads "Brian Barne".

for P. Scott Burton

cc: James Cagle, Nu-West
Barry N. Burnell, IDEQ

Attachment

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ATTACHMENT A



CERTIFICATION

I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

Signature:

James A. Cagle

Name:

James A. Cagle _____

Title:

Senior Environmental Specialist _____

Date:

APRIL 12, 2012